

AUG 24 2006

**FAX TRANSMISSION****DATE:** August 24, 2006**PTO IDENTIFIER:** Application Number 09/767,370 - Conf. #2716  
Patent Number**Inventor:** Jeffrey L. BROWNING et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** LAHIVE & COCKFIELD, LLP  
Cristin E. Howley, Ph.D.**PHONE:** (617) 227-7400**Attorney Dkt. #:** BGNA054RCE2**PAGES (Including Cover Sheet):** 6**CONTENTS:**Transmittal (1 page)  
Supplemental Information Disclosure Statement (2 pages)  
PTO Form SB/08 (1 page)  
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PTO/SB/97 (09-04)

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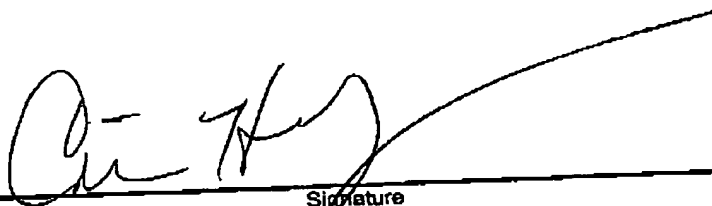
Application No. (if known): 09/767,370

Attorney Docket No.: BGNA054RCE2

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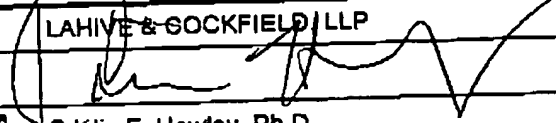
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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/767,370 - Conf. #2716
	Filing Date	January 23, 2001
	First Named Inventor	Jeffrey L. BROWNING
	Art Unit	1643
	Examiner Name	C. H. Yaen
	Attorney Docket Number	BGNA054RCE2
Total Number of Pages in This Submission		

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <b>PTO Form SB/08</b> <b>Certificate of Transmission</b>
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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	LAHIVE & COCKFIELD LLP		
Signature			
Printed name	Cristin E. Howley, Ph.D.		
Date	August 24, 2006	Reg. No.	55,281

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(Cristin E. Howley, Ph.D.)

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Dated: February 8, 2006

Signature:

(Cristin E. Howley Ph.D.)

Docket No. BGNA054RCE2  
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Jeffrey L. Browning *et al.*

Application No. 09/767,370

Filed: January 23, 2001

For: **METHOD FOR THE HIGH LEVEL  
EXPRESSION OF ACTIVE LYMPHOTOXIN-  
BETA RECEPTOR IMMUNOGLOBULIN  
CHIMERIC PROTEINS AND THEIR  
PURIFICATION**

Confirmation No. 2716

Art Unit: 1643

Examiner: C. H. Yaen

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (SIDS)**

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the reference listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Supplemental Information Disclosure Statement is filed before the mailing of a final action under 37 CFR 1.113. In addition, the reference described on the attached PTO/SB/08 was first cited in a communication from a foreign patent office in a corresponding foreign application not more than three months prior to the filing of this Supplemental Information Disclosure

Application No.: 09/767,370

Docket No.: BGNA054RCE2

Statement. As such, Applicant believes no fee is due, and respectfully requests that this Supplemental Information Disclosure Statement be considered.

Applicant has not submitted a copy of the cited U.S. patent in accordance with 37 CFR 1.98(a)(2)(ii).

This statement is not to be interpreted as a representation that the cited document is material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicant understands the Examiner will make an independent evaluation of the cited document.

Applicant believes no fee is due at this time. If, however, Applicant's understanding is incorrect, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 12-0080, under Order No. BGNA054RCE2. A duplicate copy of this paper is enclosed.

Dated: August 24, 2006

AEM/CHC

Respectfully submitted,

By

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AUG 24 2006

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Substitute for form 1449A/B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>		<b>Complete if Known</b>	
		Application Number	09/767370-Conf. #2716
		Filing Date	January 23, 2001
		First Named Inventor	Jeffrey L. BROWNING
		Art Unit	1643
		Examiner Name	C. H. Yaen
		Attorney Docket Number	BGNA054RCE2
Sheet	1	of	1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1*	US-5,541,087	07-30-1998	Lo et al.	

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \* CITE NO.: Those application(s) which are marked with an single asterisk (\*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(ii)) because that application was filed after June 30, 2003 or is available in the IPW. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.18 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	Date Considered
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